No. 04-10583
3:02-cv-2727-G

U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FILED
JUN 18 2004
CLERK, U.S. DISTRICT COURT
By ________ Deputy

MCW INC, doing business as Bernard Haldane Associates

Plaintiff - Appellant

v.

WWW.BADBUSINESSBUREAU.COM LLC, doing business as www.ripoffreport.com; EDWARD MAGEDSON, also known as Ed Magidson; WWW.BADBUSINESSBUREAU.COM

Defendants - Appellees

ENTRY OF DISMISSAL

Pursuant to appellant's motion this appeal is dismissed this 16th day of June, 2004, see FED. R. APP. P. 42(b).

CHARLES R. FULBRUGE III
Clerk of the United States Court
of Appeals for the Fifth Circuit

By: ____________________
Lisa Conrad, Deputy Clerk

ENTERED AT THE DIRECTION OF THE COURT

DIS-4

A true copy
Test
Clerk, U.S. Court of Appeals, Fifth Circuit
By ________ Deputy
New Orleans, Louisiana JUN 16 2004

COPY

IN THE
UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

U.S. COURT OF APPEALS
FILED
JUN 15 2004
CHARLES R. FULBRUGE III
CLERK

MCW, INC., d/b/a BERNARD HALDANE ASSOCIATES, Appellant	:	
v.	:	No. 04-10583
BADBUSINESSBUREAU.COM, LLC, d/b/a WWW.RIPOFFREPORT.COM and WWW.BADBUSINESSBUREAU.COM, and EDWARD MAGEDSON, a/k/a ED MAGIDSON, Appellee	:	(USDC No. 3:02-CV-2727-G)

UNOPPOSED MOTION TO DISMISS APPEAL

Pursuant to Local Rule 42.1 of the Federal Rules of Appellate Procedure for the Fifth Circuit Court of Appeals, MCW, Inc. d/b/a Bernard Haldane Associates ("Appellant") files this Unopposed Motion to Dismiss Appeal and in support thereof would respectfully show the Court as follows:

1. Appellant requests that this Court dismiss its appeal entitled *MCW Inc., d/b/a Bernard Haldane Associates. v. badbusinessbureau.com, LLC, d/b/a www.ripoffreport.com and www.badbusinessbureau.com, and Edward Magedson a/k/a Ed Magidson*, No. 04-10583, from the United States District Court for the Northern District of Texas, Dallas Division. Appellant's Motion to Dismiss is unopposed.

Accordingly, Appellant prays that this Court enter an Order dismissing the above-referenced appeal, with costs of court and attorneys' fees to be borne by the party incurring the same.

Dated: June 14, 2004

FISH & RICHARDSON P.C.

By: Thomas B. Walsh, IV

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Attorneys for Appellant
MCW, INC. d/b/a
BERNARD HALDANE ASSOCIATES

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served as shown below on June 17, 2004, on the following counsel of record:

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Thomas B. Walsh, IV

Thomas B. Walsh

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United States Court of Appeals

FIFTH CIRCUIT
OFFICE OF THE CLERK

CHARLES R. FULBRUGE III
CLERK

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NEW ORLEANS, LA 70130

June 16, 2004

Ms Karen S Mitchell, Clerk
Northern District of Texas, Dallas
United States District Court
Room 14A20
1100 Commerce Street
Dallas, TX 75242

RECEIVED
JUN 18 2004
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

No. 04-10583 MCW Inc v. badbusinessbureau
USDC No. 3:02-CV-2727 G

Enclosed is a certified copy of the judgment issued as the mandate.

Record/original papers/exhibits are returned:

(1) Volume of transcript (1) Envelope ( ) Boxes

The electronic record consisting of three volumes of pleadings has been recycled.

1 TR
1 brown folder

Sincerely,

CHARLES R. FULBRUGE III, Clerk

By: ______________________
Lisa Conrad, Deputy Clerk
504-310-7697

cc: w/encl:
Mr Thomas Bernard Walsh IV
Mr J Garth Fennegan
Ms Maria Crimi Speth

MDT-1